



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TJR

Docket No: 7391-99

1 May 2000

[REDACTED]

Dear [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 19 April 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record, and applicable statutes, regulations, and policies.

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found you enlisted in the Navy on 11 January 1999 at the age of 34. Your record shows that you served without disciplinary infractions.

Your record also shows that, while in recruit training, you were diagnosed with a learning disorder and recommended for an administrative separation. In the mental health evaluation it was noted that you could not adapt to military life, as shown by your inability to understand instructions, substandard military bearing, and failure of two tests.

Subsequently, you were administratively processed for separation by reason of erroneous entry due to the diagnosed learning disorder. The discharge authority directed an uncharacterized entry level separation by reason of erroneous entry due to the diagnosed learning disorder. At this time you were not recommended for reenlistment and assigned an RE-4 reenlistment code.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your contentions that you would like your reenlistment code changed and that you were misdiagnosed with a learning disorder. However, the Board concluded these factors were not sufficient to warrant a change in your reenlistment code given your failure to adapt to military life. Further, an RE-4 reenlistment code is normally assigned to individuals who are separated prior to completion of recruit training. The Board noted that there is no evidence in your record, and you submitted none, to support your contention of a misdiagnosed learning disorder. Given all the circumstances of your case, the Board concluded your reenlistment code was proper and no change is warranted. Accordingly, your application has been denied.

The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director